

From: (b) (6) .CNIC HQ, N00
To: (b) (6) .A CIV CNIC HQ, N00L
Subject: FW: [Non-DoD Source] Re: Anderson v. Kids Included Together Witness Request
Date: Wednesday, August 09, 2017 12:45:21

(b) (6), here is one email from (b) (6) regarding a touhy request about subject suit.

--(b) (6)

-----Original Message-----

From: (b) (6), (b) (6) J CIV CNIC HQ, OGC
Sent: Friday, June 09, 2017 6:40 AM
To: (b) (6) CNIC HQ, N00
Subject: FW: [Non-DoD Source] Re: Anderson v. Kids Included Together Witness Request

(b) (6)

This concerns the Touhey Request. Any changes to my draft or good to go?

V/R

(b) (6)

From: (b) (6)
Sent: Thursday, June 08, 2017 5:01:56 PM
To: (b) (6) J CIV CNIC HQ, OGC
Subject: [Non-DoD Source] Re: Anderson v. Kids Included Together Witness Request

Hello (b) (6),

Thank you for forwarding the approval request re: (b) (6) to the proper authority. Do you have any idea when the authority will get back to me? If not, will you be so kind as to give me the authority's email address, so I can followup?

On Mon, May 22, 2017 at 9:10 AM, (b) (6) J CIV CNIC HQ, OGC
<(b) (6)@navy.mil<[mailto:\(b\) \(6\)@navy.mil](mailto:(b) (6)@navy.mil)>> wrote:

(b) (6),

Please note that I just received your request today. I will get to it to the approval authority shortly.

(b) (6)

(b) (6)

Office of Counsel
Commander, Navy Installations Command
716 Sicard Street Suite 1000
Washington Navy Yard, DC 20374-5140
202 (b) (6) <tel:202%20433-4303>
DSN (b) (6)
Govt Cell: 202 8 (b) (6) <tel:202% (b) (6) (b) (6)>

--

[[http://\(b\) \(6\).files.wordpress.com/2014/03/resizedjpg.jpg?w=640](http://(b) (6).files.wordpress.com/2014/03/resizedjpg.jpg?w=640)]

(b) (6).

(b) (6)

Attorney at Law
4565 Ruffner Street, Suite 207
San Diego, CA 92111
(858) (b) (6)
(858) (b) (6) (fax)

[http://\(b\) \(6\) /](http://(b) (6) /)

[\(b\) \(6\)](http://twitter.com/(b) (6))

www.facebook.com/(b) (6) <[\(b\) \(6\)](https://www.facebook.com/(b) (6))>

[\(b\) \(6\)](http://www.linkedin.com/pub/(b) (6))

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(b) (6) CIV CNIC HQ Millington, N9L3

From: (b) (6) CIV CNIC HQ Millington, N9L3
Sent: Friday, May 05, 2017 8:24
To: (b) (6)
Cc: (b) (6) M CIV CNIC HQ Millington, N9L3
Subject: FW: [Non-DoD Source] Anderson v. Kids Included Together
Attachments: How to Request Official Information for Use in Litigation.docx
Signed By: (b) (6)@navy.mil

(b) (6)

Here is the preliminary guidance I referenced in my last email.

It is excerpted from 32 C.F.R. sec. 725.7.

V/R

(b) (6)

Associate Counsel
CNIC N9L3 (NAF)

**CONTENTS OF A PROPER REQUEST OR DEMAND FOR THE
RELEASE OF OFFICIAL INFORMATION FOR LITIGATION PURPOSES
AND TESTIMONY BY DEPARTMENT OF THE NAVY PERSONNEL**

1. Routine requests. If official information is sought, through testimony or otherwise, a detailed written request must be submitted to the appropriate determining authority far enough in advance to assure an informed and timely evaluation of the request, and prevention of adverse affects on the mission of the command or activity that must respond. The determining authority shall decide whether sufficient information has been provided by the requester. Absent independent information, the following data is necessary to assess a request:

a. Identification of parties, their counsel and the nature of the litigation

(1) Caption of case, docket number, court.

(2) Name, address, and telephone number of all counsel.

(3) The date and time on which the documents information, or testimony sought must be produced; the requested location for production; and, if applicable, the estimated length of time that attendance of the DON personnel will be required.

b. Identification of information or documents requested

(1) A description, in as much detail as possible, of the documents, information, or testimony sought, including the current military service, status (active, separated, retired), social security number, if known, of the subject of the requested pay; medical, or service records;

(2) The location of the records, including the name, address, and telephone number, if known, of the person from whom the documents, information, or testimony is sought.

(3) A statement of whether factual, opinion, or expert testimony is requested. (See paragraph 5 of enclosure (1) and paragraph 2c(2) of enclosure (5).

c. Description of why the information is needed

(1) A brief summary of the facts of the case and the present posture of the case.

(2) A statement of the relevance of the matters sought to the proceedings at issue.

(3) If expert or opinion testimony is sought, an explanation of why exceptional need or unique circumstances exist justifying such testimony, including why it is not reasonably available from any other source.

2. Additional considerations. The circumstances surrounding the underlying litigation, including whether the United States is a party, and the nature and expense of the requests made by a party may require additional information before a determination can be made. Providing the following information or stipulations in the original request may expedite review and eliminate the need for additional correspondence with the determining authority.

a. A statement of the requester's willingness to pay in advance all reasonable expenses and costs of searching for and producing documents, information, or personnel, including travel expenses and accommodations (if applicable);

b. in cases in which deposition testimony is sought, a statement of whether attendance at trial or later deposition testimony is anticipated and requested. A single deposition normally should suffice;

c. agreement to notify the determining authority at least 10 working days in advance of all interviews, depositions, or testimony. Additional time for notification may be required where the witness is a DON health care provider or where the witness is located overseas;

d. an agreement to conduct the deposition at the location of the witness, unless the witness and his or her commanding officer or cognizant superior, as applicable, stipulate otherwise;

e. in the case of former DON personnel, a brief description of the length and nature of their duties while in DON employment, and a statement of whether such duties involved, directly or indirectly, the information or matters as to which the person will testify;

f. an agreement to provide free of charge to any witness a signed copy of any written statement he or she may make, or, in the case of an oral deposition, a copy of that deposition transcript, if taken by a stenographer, or a video tape copy, if taken solely by video tape, if not prohibited by applicable rules of court;

g. an agreement that if the local rules of procedure controlling the litigation so provide, the witness will be given an opportunity to read, sign, and correct the deposition at no cost to the witness or the Government; and

h. a statement of understanding that the United States reserves the right to have a representative present at any interview or deposition.

i. A statement that counsel for other parties to the case will be provided with a copy of all correspondence originated by the determining authority so they may have the opportunity to submit any related litigation requests and participate in any discovery.



DEPARTMENT OF THE NAVY
COMMANDER, NAVY INSTALLATIONS COMMAND
716 SICARD STREET, SE, SUITE 1000
WASHINGTON NAVY YARD, DC 20374-5140

5820
June 15, 2017

(b) (6)

Dear (b) (6)

By your letter dated May 11, 2017 received by us on May 22, 2017, you have requested the trial testimony of (b) (6), a current Commander Navy Installations Command (CNIC) employee, in connection with the case of *Anderson v. Kids Included Together (KIT)*, Case No. 37-2015-00020422-CU-BC-CTL, pending in Superior Court of the State of California, County of San Diego, Central Division. Subject to the conditions and limitations discussed herein, your request for such trial testimony is approved.

The scope of the testimony is limited to factual topics identified in your letter, namely the conversations your client states she had with (b) (6) regarding potential overbilling by KIT.

(b) (6) is not authorized to testify as an expert or opinion witness. The scope of this authorization to testify does not extend to opinions or speculation. Accordingly, (b) (6) is not authorized to state, form, or adopt any hypothetical opinion based upon matters submitted to her during trial. Nor shall she be asked to state any current opinion.

Under no circumstances should inquiry be made, nor are is the witness authorized to testify, concerning the contents of any privileged or classified Department of Defense (DoD) and/or DON information or materials.

Although your letter did not request any documents, DON does not authorize the use of or inquiry into any privileged or classified DoD and/or DON information documents. DON also does not authorize the use of or inquiry into any documents that may disclose procurement sensitive information.

You are required to provide (b) (6) a copy of her deposition transcript, or any and all videotapes thereof, and provide her with an opportunity to read, sign, and correct the deposition at no cost to (b) (6) or the United States Government.

This approval is conditioned on confirmation, at least 10 days prior to the trial date, that all payments have been made for (b) (6) deposition transcripts and that no money is owed to the court reporter for your office's prior depositions of the witnesses.

This approval is also subject to witness availability and agency needs, including the missions and requirements of other agencies of the United States Government. In the event of an agency or personal conflict, DON withdraws approval for trial testimony. You are required to advise the witness and DON of the time, date, and location of the trial.

Any expenses for (b) (6) attendance at the trial shall be advanced by you as the requesting party. You should inform (b) (6) of the arrangements that have been made in a timely fashion. Failure to do so, or to otherwise make satisfactory arrangements for the costs of (b) (6) attendance at trial, shall be a basis for cancellation of this authorization. In no event shall any expenses be imposed upon DON or the witness by virtue of this authorization.

This authorization is also subject to DON's right to have a representative in attendance during trial and serve as counsel for (b) (6). DON's representative shall have the right to object to improper or unauthorized questioning and advise (b) (6) not to respond to improper or unauthorized questioning.

It is expressly understood that this approval of your request is limited to the testimony at the trial with inquiry limited to those areas requested and granted. By copy of this letter, all parties of record are advised of this approval and all conditions and limitations to such approval. Any request by any party to enlarge the scope of the inquiry shall be submitted in writing to this office within 10 days of receipt of this letter.

This grant of authority is for purposes of trial testimony only as described in this letter. It is expressly understood that consent hereto does not constitute consent to any additional testimony.

(b) (6) is the action officer in this matter and may be contacted by any party at (901) (b) (6) or by email at (b) (6) [navy.mil](mailto:(b)(6)@navy.mil).

Sincerely,

(b) (6)

Counsel

Copy to:

(b) (6)

Wilson Elser Moskowitz Edelman & Dicker LLP
655 West Broadway - Suite 900
San Diego CA 92191-8484

From: (b) (6)
To: (b) (6) [M CIV CNIC HQ Millington, N9L3](#)
Subject: Re: [Non-DoD Source] Re: Touhy Request- (b) (6)
Date: Sunday, July 23, 2017 11:49:57

Thank you (b) (6). I missed your response and did not find it until today. Just to be clear, (b) (6) will be able to fly out on October 8 or 9 and stay the entire week if necessary. Is that correct?

On Tue, Jul 11, 2017 at 7:29 AM, (b) (6) M CIV CNIC HQ Millington, N9L3
(b) (6) > wrote:

(b) (6),

(b) (6) 'Supervisor informs me (b) (6) would be available to travel and attend the trial during the dates you mention. Please keep us informed of any arrangements being made and if your plan to require (b) (6) attendance at trial changes..'

Sincerely,

(b) (6)
(b) (6)
Fleet & Family Readiness
Commander, Navy Installations Command
5720 Integrity Drive
Millington, TN 38055
OFF: 901-(b) (6)
CELL: 901-(b) (6)

-----Original Message-----

From: (b) (6) [[mailto:\(b\) \(6\)](#)]
Sent: Monday, July 10, 2017 1:10 PM
To: (b) (6) CIV CNIC HQ Millington, N9L3
Subject: [Non-DoD Source] Re: Touhy Request- (b) (6)

(b) (6),

Thank you for forwarding the letter to the legal office in charge of granting our request. It says that you are the point of contact for making testimony arrangement for (b) (6). Accordingly, I am informing you that our trial call date has moved to October 6. (b) (6) will need to testify the following week, probably on the 10th or 11th. The trial judge said that he cannot guarantee that Trial will start on October 9, the normal firsts day of trial after Friday trial call on Oct. 6. He will work hard to make that happen. I believe we should have her fly out on October 9 and stay the entire week, just in case. Assuming that works, we will make arrangements before the end of August. Does that work for you and the Navy?

On Fri, Jun 16, 2017 at 6:07 AM, (b) (6) CIV CNIC HQ, OGC (b) (6) > wrote:

(b) (6) and (b) (6),

I have attached the (b) (6) Touhy Request response letter signed by our (b) (6).

V/r,

(b) (6)

Office of Counsel
Commander, Navy Installations Command
716 Sicard Street Suite 1000
Washington Navy Yard, DC 20374-5140

Office: (202) (b) (6) <tel:%28202%29%(b) (6)> <tel:%28202%29%(b) (6)>
Cell: (202) (b) (6) <tel:%28202%29%(b) (6)> <tel:%28202%29%(b) (6)>

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(b) (6)

(b) (6)

Attorney at Law

4565 Ruffner Street, Suite 207

San Diego, CA 92111

(858) (b) (6)

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[www.facebook.com/\(b\) \(6\) <http://www.facebook.com/\(b\) \(6\) >](http://www.facebook.com/(b) (6) <http://www.facebook.com/(b) (6) >)

[http://www.linkedin.com/pub/\(b\) \(6\) <http://www.linkedin.com/pub/\(b\) \(6\) >](http://www.linkedin.com/pub/(b) (6) <http://www.linkedin.com/pub/(b) (6) >)

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(b) (6)

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From: (b) (6)
To: (b) (6) CIV CNIC HQ Millington, N9L3
Subject: [Non-DoD Source] Re: Touhy Request- (b) (6)
Date: Monday, July 10, 2017 14:10:11

(b) (6)

Thank you for forwarding the letter to the legal office in charge of granting our request. It says that you are the point of contact for making testimony arrangement for (b) (6). Accordingly, I am informing you that our trial call date has moved to October 6. (b) (6) will need to testify the following week, probably on the 10th or 11th. The trial judge said that he cannot guarantee that Trial will start on October 9, the normal firsts day of trial after Friday trial call on Oct. 6. He will work hard to make that happen. I believe we should have her fly out on October 9 and stay the entire week, just in case. Assuming that works, we will make arrangements before the end of August. Does that work for you and the Navy?

On Fri, Jun 16, 2017 at 6:07 AM, (b) (6) CIV CNIC HQ, OGC (b) (6) @navy.mil> wrote:

(b) (6) and (b) (6)

I have attached the (b) (6) Touhy Request response letter signed by our Counsel, (b) (6).

V/r,

(b) (6)
Office of Counsel
Commander, Navy Installations Command
716 Sicard Street Suite 1000
Washington Navy Yard, DC 20374-5140
Office: (202) (b) (6) >
Cell: (202) (b) (6)

--

<[http://\(b\) \(6\).wordpress.com/2014/03/resizedjpg.jpg?w=640](http://(b) (6).wordpress.com/2014/03/resizedjpg.jpg?w=640)>

(b) (6)
(b) (6)
Attorney at Law
4565 Ruffner Street, Suite 207
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(858) (b) (6)
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[http://\(b\) \(6\)/](http://(b) (6)/)

[http://twitter.com/\(b\) \(6\)](http://twitter.com/(b) (6))

www.facebook.com/(b) (6)

[\(b\) \(6\)](http://www.linkedin.com/pub/(b) (6))

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From: (b) (6) CIV CNIC HQ Millington, N9L3
To: (b) (6) "
Cc: (b) (6) CIV CNIC HQ Millington, N944; (b) (6) CIV CNIC HQ, OGC
Subject: RE: [Non-DoD Source] Re: Touhy Request- (b) (6)
Date: Tuesday, July 11, 2017 10:29:32

(b) (6),

(b) (6) Supervisor informs me (b) (6) would be available to travel and attend the trial during the dates you mention. Please keep us informed of any arrangements being made and if your plan to require (b) (6) attendance at trial changes..

Sincerely,

(b) (6)
Associate Counsel
Fleet & Family Readiness
Commander, Navy Installations Command
5720 Integrity Drive
Millington, TN 38055
OFF: 901-(b) (6)
CELL: 901-(b) (6)

-----Original Message-----

From: (b) (6) [mailto:(b) (6)]
Sent: Monday, July 10, 2017 1:10 PM
To: (b) (6) M CIV CNIC HQ Millington, N9L3
Subject: [Non-DoD Source] Re: Touhy Request- (b) (6)

(b) (6),

Thank you for forwarding the letter to the legal office in charge of granting our request. It says that you are the point of contact for making testimony arrangement for (b) (6). Accordingly, I am informing you that our trial call date has moved to October 6. (b) (6) will need to testify the following week, probably on the 10th or 11th. The trial judge said that he cannot guarantee that Trial will start on October 9, the normal firsts day of trial after Friday trial call on Oct. 6. He will work hard to make that happen. I believe we should have her fly out on October 9 and stay the entire week, just in case. Assuming that works, we will make arrangements before the end of August. Does that work for you and the Navy?

On Fri, Jun 16, 2017 at 6:07 AM, (b) (6) CIV CNIC HQ, OGC (b) (6) @navy.mil> wrote:

(b) (6) and (b) (6),

I have attached the (b) (6) Touhy Request response letter signed by our (b) (6).

V/r,

(b) (6)
Office of Counsel
Commander, Navy Installations Command
716 Sicard Street Suite 1000
Washington Navy Yard, DC 20374-5140
Office: (202) (b) (6) (b) (6)
Cell: (202) (b) (6)

--

<[http://\(b\) \(6\).files.wordpress.com/2014/03/resizedjpg.jpg?w=640](http://(b) (6).files.wordpress.com/2014/03/resizedjpg.jpg?w=640)>

(b) (6)

(b) (6)

Attorney at Law

4565 Ruffner Street, Suite 207

San Diego, CA 92111

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[http://\(b\) \(6\)/](http://(b) (6)/)

[http://twitter.com/\(b\) \(6\)](http://twitter.com/(b) (6))

[www.facebook.com/\(b\) \(6\)](http://www.facebook.com/(b) (6))

[http://www.linkedin.com/pub/\(b\) \(6\)](http://www.linkedin.com/pub/(b) (6))

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From: (b) (6) [M CIV CNIC HQ Millington, N9L3](#)
To: (b) (6)
Cc: (b) (6) [CIV CNIC HQ Millington, N9L3](#)
Subject: RE: [Non-DoD Source] Anderson v. Kids Included Together
Date: Monday, May 08, 2017 17:01:11

(b) (6)

I understand that (b) (6) has previously provided you with information as to how to request testimony by Department of the Navy personnel, but that the question of who has the authority to act upon these requests had not yet been provided to you. Requests for testimony by personnel working for CNIC are acted on by the CNIC Office of Counsel. To that end, I recommend you send your request to (b) (6) at the following address:

(b) (6)
Office of Counsel
Commander, Navy Installations Command
716 Sicard Street SE Suite 1000
Washington Navy Yard, DC 20374-5140

Please let me know if you have any questions or if I can be of any further assistance.

(b) (6)
(b) (6)
(b) (6)
Fleet & Family Readiness
Commander, Navy Installations Command
5720 Integrity Drive
Millington, TN 38055
OFF: 901-(b) (6)
CELL: 901-(b) (6)

-----Original Message-----

From: (b) (6) [\[mailto:\(b\) \(6\)\]](#)
Sent: Thursday, May 04, 2017 2:14 PM
To: (b) (6) CIV CNIC HQ Millington, N9L3
Cc: (b) (6) V CIV CNIC HQ Millington, N944; (b) (6) CIV CNIC HQ Millington, N9L3
Subject: Re: [Non-DoD Source] Anderson v. Kids Included Together

Thank you (b) (6). I appreciate your response. Will (b) (6) contact me, or should I reach out to him next week.

Hope to hear from you soon and thanks again.

On Thu, May 4, 2017 at 12:06 PM, (b) (6) CIV CNIC HQ Millington, N9L3 (b) (6) @navy.mil> wrote:

(b) (6),

This acknowledges receipt of your email and my apologies for not replying until now.

The Contracting Officer (b) (6) is unavailable this week to discuss the matter and I am out of the office for the next two weeks.

In order to properly advise you, I have contacted the Navy Litigation Office for guidance.

By copy of this email, I am alerting (b) (6) to your inquiry. He will be available to assist you next week.

V/R

(b) (6)
Associate Counsel
CNIC N9L3 (NAF)

-----Original Message-----

From: (b) (6) [mailto:(b) (6)]
Sent: Thursday, April 27, 2017 1:25 PM
To: (b) (6) CIV CNIC HQ Millington, N9L3; (b) (6) @navy.mil
Cc: (b) (6) V CIV CNIC HQ Millington, N944
Subject: [Non-DoD Source] Anderson v. Kids Included Together

Hello (b) (6),

My name is (b) (6). I represent (b) (6) in her wrongful termination case against Kids Included Together. We believe that (b) (6) is an important witness and would like to have her testify. In my estimation, she can make our case much stronger. I'd like to discuss how we could get her to San Diego to testify. Of course, we would pay for her expenses.

I have served subpoena's on government witnesses in the past, and, in many cases, the government requires them to be signed by a judge. I'd like to discuss that and other issues with you. I would only need 5 to 10 minutes of your time. Please let me know when I may call you, or you can call me at (b) (6).

I hope to hear from you soon.

--

<[http://\(b\) \(6\).files.wordpress.com/2014/03/resizedjpg.jpg?w=640](http://(b) (6).files.wordpress.com/2014/03/resizedjpg.jpg?w=640)>>

(b) (6)
(b) (6)
[Attorney at Law](#)
[4565 Ruffner Street, Suite 207](#)
[San Diego, CA 92111](#)
(858) (b) (6)
(858) (b) (6) (fax)

[\[<http://twitter.com/\\(b\\) \\(6\\)>\]\(http://twitter.com/\(b\) \(6\)\)](http://(b) (6) /<http://(b) (6) /></p></div><div data-bbox=)

[<http://www.facebook.com/\(b\) \(6\)>](http://www.facebook.com/(b) (6))

[<http://www.linkedin.com/pub/\(b\) \(6\)>](http://www.linkedin.com/pub/(b) (6))

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(b) (6)

(b) (6)

Attorney at Law

4565 Ruffner Street, Suite 207

San Diego, CA 92111

(858) (b) (6)

(858) (b) (6) (fax)

[http://\(b\) \(6\)/](http://(b) (6)/)

[http://twitter.com/\(b\) \(6\)](http://twitter.com/(b) (6))

[www.facebook.com/\(b\) \(6\)](http://www.facebook.com/(b) (6))

[http://www.linkedin.com/pub/\(b\) \(6\)](http://www.linkedin.com/pub/(b) (6))

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From: (b) (6) [_CIV CNIC HQ, OGC](#)
To: (b) (6)
Cc: (b) (6) [_CIV CNIC HQ Millington, N9L3](#)
Subject: Anderson v. Kids Included Together Witness Request
Date: Monday, May 22, 2017 12:10:58

(b) (6)

Please note that I just received your request today. I will get to it to the approval authority shortly.

(b) (6)

(b) (6)

Office of Counsel
Commander, Navy Installations Command
716 Sicard Street Suite 1000
Washington Navy Yard, DC 20374-5140
202 (b) (6)
DSN (b) (6)
Govt Cell: 202 (b) (6)

From: (b) (6) [CIV CNIC HQ Millington, N9L3](#)
To: (b) (6)
Cc: (b) (6) [M CIV CNIC HQ Millington, N9L3](#)
Subject: RE: [Non-DoD Source] Anderson v. Kids Included Together
Date: Friday, May 05, 2017 9:19:20

(b) (6)

(b) (6) should reach out to you next week. By separate email I will forward you the guidance provided by the Department of Navy Litigation Office.

(b) (6) should be able to identify who the "determining authority" on your request will be and advise you as to the process for serving a subpoena.

The release of official records for litigation, including a release in response to a subpoena, is controlled by Department of Defense Directive 5405.2 and Secretary of Navy Instruction 5820.8A. Those regulations are published at 32 C.F. R. pts. 97 and 725. They are issued consistent with 5 U.S.C. sec. 301 and the holding of United States ex. rel. Touhy v. Ragen, 340 U.S. 462 (1951), which confirms the authority of the head of a federal agency to control release of official information including testimony.

V/R

(b)
(6)

Associate Counsel
CNIC N9L3 (NAF)

-----Original Message-----

From: (b) (6) [\[mailto:\(b\) \(6\)\]](#)
Sent: Thursday, May 04, 2017 2:19 PM
To: (b) (6) CIV CNIC HQ Millington, N9L3
Subject: Re: [Non-DoD Source] Anderson v. Kids Included Together

Sorry about "(b) (6)" misspelling.

On Thu, May 4, 2017 at 12:14 PM, (b) (6) > wrote:

Thank you (b) (6). I appreciate your response. Will (b) (6) contact me, or should I reach out to him next week.

Hope to hear from you soon and thanks again.

On Thu, May 4, 2017 at 12:06 PM, (b) (6) CIV CNIC HQ Millington, N9L3
(b) (6) @navy.mil> wrote:

(b) (6)

This acknowledges receipt of your email and my apologies for not replying until now.

The Contracting Officer (b) (6) is unavailable this week to discuss the matter and I am out of the office for the next two weeks.

In order to properly advise you, I have contacted the Navy Litigation Office for guidance.

By copy of this email, I am alerting (b) (6) to your inquiry. He will be available to assist you next week.

V/R

(b) (6)
Associate Counsel
CNIC N9L3 (NAF)

-----Original Message-----

From: (b) (6)
Sent: Thursday, April 27, 2017 1:25 PM
To: (b) (6) CIV CNIC HQ Millington, N9L3; (b) (6) @navy.mil
Cc: (b) (6) V CIV CNIC HQ Millington, N944
Subject: [Non-DoD Source] Anderson v. Kids Included Together

Hello (b) (6),

My name is (b) (6). I represent (b) (6) in her wrongful termination case against Kids Included Together. We believe that (b) (6) is an important witness and would like to have her testify. In my estimation, she can make our case much stronger. I'd like to discuss how we could get her to San Diego to testify. Of course, we would pay for her expenses.

I have served subpoena's on government witnesses in the past, and, in many cases, the government requires them to be signed by a judge. I'd like to discuss that and other issues with you. I would only need 5 to 10 minutes of your time. Please let me know when I may call you, or you can call me at (b) (6).

I hope to hear from you soon.

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<[http://\(b\) \(6\).files.wordpress.com/2014/03/resizedjpg.jpg?w=640](http://(b) (6).files.wordpress.com/2014/03/resizedjpg.jpg?w=640)>>

(b) (6)
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[4565 Ruffner Street, Suite 207](#)
[San Diego, CA 92111](#)
(858) (b) (6)
(858) (b) (6) (fax)

[<http://\(b\) \(6\)>](http://(b) (6))

[<http://twitter.com/\(b\) \(6\)>](http://twitter.com/(b) (6))

[<http://www.facebook.com/\(b\) \(6\)>](http://www.facebook.com/(b) (6))

[<http://www.linkedin.com/pub/\(b\) \(6\)>](http://www.linkedin.com/pub/(b) (6))

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[<https://www.facebook.com/\(b\) \(6\)>](http://www.facebook.com/(b) (6))

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[\(b\) \(6\)](http://www.linkedin.com/pub/(b) (6))

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From: (b) (6) [CIV CNIC HQ Millington, N9L3](#)
To: (b) (6)
Cc: (b) (6) [V CIV CNIC HQ Millington, N944](#); (b) (6) [M CIV CNIC HQ Millington, N9L3](#)
Subject: RE: [Non-DoD Source] Anderson v. Kids Included Together
Date: Thursday, May 04, 2017 15:06:12

(b) (6)

This acknowledges receipt of your email and my apologies for not replying until now.

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By copy of this email, I am alerting (b) (6) to your inquiry. He will be available to assist you next week.

V/R

(b)
(6)

Associate Counsel
CNIC N9L3 (NAF)

-----Original Message-----

From: (b) (6)
Sent: Thursday, April 27, 2017 1:25 PM
To: (b) (6) CIV CNIC HQ Millington, N9L3; (b) (6) @navy.mil
Cc: (b) (6) V CIV CNIC HQ Millington, N944
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I hope to hear from you soon.

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<[http://\(b\) \(6\).files.wordpress.com/2014/03/resizedjpg.jpg?w=640](http://(b) (6).files.wordpress.com/2014/03/resizedjpg.jpg?w=640)>

(b) (6)

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